

# **JAIPUR NATIONAL UNIVERSITY**

## **Seedling School of Law and Governance**

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### **Professor V. S. Mani Memorial International Law Moot Court Competition – 2017 22<sup>nd</sup>, 23<sup>rd</sup> & 24<sup>th</sup> September**

Dear Sir/Madam,  
Greetings!

The Seedling School of Law and Governance of Jaipur National University, Jaipur is now gearing up to organize the 6<sup>th</sup> Moot Court Competition. The University and the Law School has evolved into the most sought after educational institution in the nine years spotless and creditable journey. The University was accredited by NAAC in the year 2015.

At the outset, let us express our heart-felt gratitude for the overwhelming response from the student community of the different law schools of India and abroad, since the inaugural Moot Court Competition held in October 2012. The team from the Faculty of law, National University of Singapore took away the winning trophy and the Symbiosis Law School, Noida, India finishing as the runners up at the inaugural Competition. At the second Competition held in August 2013, Gujarat National Law University, Gujarat took away the trophy. At the Third, the teams from K.C. Law College, Mumbai were the winners. At the fourth, National Law University, Assam took away the trophy. At the Fifth Competition, the team from UILS, Panjab University Chandigarh, Punjab, was declared the winners of the Trophy (with a Cheque of Rs. 25,000/-) with RGNUL Patiala team as the Runner up (with a trophy and a Cheque of Rs. 15,000/-). The RGNUL, Patiala were the best Memorialist and were awarded with a trophy (and a Cheque of Rs. 6,000/-). Parth Agrawal of Symbiosis Law School, Noida was adjudged as the best Advocate and was awarded with a trophy (and a Cheque of Rs. 4,000).

It gives us immense pleasure to most cordially invite your esteemed institution to participate in the Professor V. S. Mani Memorial International Law Moot Court Competition – 2017 being organized by Jaipur National University, Jaipur, at its Seedling School of Law and Governance, Rajasthan, September 22–24, 2017.

The reason for selecting the theme of racial discrimination under existing International Law has been to develop the understanding of the students on the topic which is more relevant in this region of the World. A State acting through its organs, agents, persons and entities exercising elements of governmental authority, and through separatist forces under its direction and control, when practised, sponsored and supported racial discrimination

***Professor V. S. Mani Memorial International Law  
Moot Court Competition -2017***

through attacks against, and mass-expulsion of, any ethnic group in some regions of another country, the remedy available to the other State becomes very important. The State which suffered due to racial discrimination may request the International Court of Justice at the Hague for provisional measures, pending the judgment in the proceedings, in order to preserve its rights under International Convention on the Discrimination of All Forms of Racial Discrimination, 1965 “to protect its citizens against violent discriminatory acts by the armed forces, acting in concert with separatist militia and foreign mercenaries”. This year’s Moot Problem focuses on racial discrimination by a State on the ethnic groups of certain regions of another State.

The competition will indeed be an ideal forum to bring together some of the most creative and intellectual young minds from leading Law Schools around the globe to participate and witness their mastery on advocacy and research skills to be adjudged by expert teams.

All the Law Schools are invited to confirm their participation through email ([director.sslg@jnujaipur.ac.in](mailto:director.sslg@jnujaipur.ac.in)). The hard copy of the registration form should accompany a Demand Draft of Rs. 3,500/= (for the teams from India and other SAARC countries) or Bank Transfer Receipt for US \$ 100 (for teams from other foreign countries).

We look forward to welcoming you for participating in Moot Court Competition at Jaipur, the “City of Arts” and “Craft City” as declared by UNESCO. The City is known for its marvelous architecture, royal palaces, forts, historical monuments and apart from this it is also known for its colorful rural life and for all pomp and pageantry.

**Prof. H. N. Verma**  
Vice-Chancellor  
Jaipur National University,  
Jaipur

*Professor V. S. Mani Memorial International Law  
Moot Court Competition -2017*

**CONTENTS**

MOOT PROPOSITION .....	4
RULES OF THE COMPETITION.....	9
REGISTRATION FORM .....	19
SCHEDULE OF EVENTS.....	21
TRAVEL AND ACCOMMODATION FORM .....	22

## **MOOT PROPOSITION**

### **MANDELLIA V. PALLCIAN FEDERATION**

(In the International Court of Justice, at The Hague)

On 12 August 2001, Mandellia led an Application instituting proceedings against the Pallcian Federation for alleged violations of the International Convention on the Elimination of All Forms of Racial Discrimination, 1965 (hereinafter the “CERD”)

In order to found the jurisdiction of the International Court of Justice, Mandellia relied in its Application on Article 22 of CERD, which provides that-

“Any dispute between two or more States Parties with respect to the interpretation or application of this Convention, which is not settled by negotiation or by the procedures expressly provided for in this Convention, shall, at the request of any of the parties to the dispute, be referred to the International Court of Justice for decision, unless the disputants agree to another mode of settlement.”

In its Application, Mandellia contends *inter alia* that-

“the Pallcian Federation, acting through its organs, agents, persons and entities exercising elements of governmental authority, and through South Brazilian and Abkhaz separatist forces under its direction and control, has practised, sponsored and supported racial discrimination through attacks against, and mass-expulsion of, ethnic Mandellians, as well as other ethnic groups, in the South Brazilia and Syddinasia regions of Mandellia”.

On 14 August 2001, Mandellia submitted a Request for the indication of provisional measures, pending the Court’s judgment in the proceedings, in order to preserve its rights under CERD “to protect its citizens against violent discriminatory acts by Pallcian armed forces, acting in concert with separatist militia and foreign mercenaries”.

On 15 August 2001, the President of the Court, referring to Article 74, paragraph 4, of the Rules of Court, addressed a communication to the two Parties, urgently calling upon them “to act in such a way as will enable any order the Court may take on the request for provisional measures to have its appropriate effects”.

The Court observes that, on 25 August 2001, Mandellia, referring to “the rapidly changing circumstances in Syddinasia and South Brazilia”, submitted an “Amended Request for the Indication of Provisional Measures of Protection”.

The Court then summarizes the arguments put forward by the Parties during the public hearings held on 8, 9 and 10 September 2001.

***Professor V. S. Mani Memorial International Law  
Moot Court Competition -2017***

At the end of the hearings, Mandellia requested it “as a matter of urgency, to order the following provisional measures, pending its determination of this case on the merits, in order to prevent irreparable harm to the rights of ethnic Mandellians under Articles 2 and 5 of the Convention on Racial Discrimination:

- (a) The Pallcian Federation shall take all necessary measures to ensure that no ethnic Mandellians or any other persons are subject to violent or coercive acts of racial discrimination, including but not limited to the threat or infliction of death or bodily harm, hostage-taking and unlawful detention, the destruction or pillage of property, and other acts intended to expel them from their homes or villages in South Brazilia, Syddinasia and/or adjacent regions within Mandellia;
- (b) The Pallcian Federation shall take all necessary measures to prevent groups or individuals from subjecting ethnic Mandellians to coercive acts of racial discrimination, including but not limited to the threat or infliction of death or bodily harm, hostage-taking and unlawful detention, the destruction or theft of property, and other acts intended to expel them from their homes or villages in South Brazilia, Syddinasia and/or adjacent regions within Mandellia;
- (c) The Pallcian Federation shall refrain from adopting any measures that would prejudice the right of ethnic Mandellians to participate fully and equally in the public affairs of South Brazilia, Syddinasia and/or adjacent regions of Mandellia.” Mandellia further requested the Court “as a matter of urgency to order the following provisional measures to prevent irreparable injury to the right of return of ethnic Mandellians under Article 5 of the Convention on Racial Discrimination pending the Court’s determination of this case on the merits:
- (d) The Pallcian Federation shall refrain from taking any actions or supporting any measures that would have the effect of denying the exercise by ethnic Mandellians and any other persons who have been expelled from South Brazilia, Syddinasia, and adjacent regions on the basis of their ethnicity or nationality, their right of return to their homes of origin;
- (e) The Pallcian Federation shall refrain from taking any actions or supporting any measures by any group or individual that obstructs or hinders the exercise of the right of return to South Brazilia, Syddinasia, and adjacent regions by ethnic Mandellians and any other persons who have been expelled from those regions on the basis of their ethnicity or nationality;
- (f) The Pallcian Federation shall refrain from adopting any measures that would prejudice the right of ethnic Mandellians to participate fully and equally in public affairs upon their return to South Brazilia, Syddinasia, and adjacent regions.”

Mandellia also requested the Court to order that:

“The Pallcian Federation shall refrain from obstructing, and shall permit and facilitate, the delivery of humanitarian assistance to all individuals in the territory under its control, regardless of their ethnicity.”

At the end of the hearings, the Pallcian Federation summarized its position as follows:

“*First:* The dispute that the Applicant has tried to plead before this Court is evidently not a dispute under the 1965 Convention. If there were a dispute, it would relate

***Professor V. S. Mani Memorial International Law  
Moot Court Competition -2017***

to the use of force, humanitarian law, territorial integrity, but in any case not to racial discrimination.

*Second:* Even if this dispute were under the 1965 Convention, the alleged breaches of the Convention are not capable of falling under the provisions of the said Convention, not the least because Articles 2 and 5 of the Convention are not applicable extraterritorially.

*Third:* Even if such breaches occurred, they could not, even *prima facie*, be attributable to Pallcian that never did and does not now exercise, in the territories concerned, the extent of control required to overcome the set threshold.

*Fourth:* Even if the 1965 Convention could be applicable, which . . . is not the case, the procedural requirements of Article 22 of the 1965 Convention have not been met. No evidence that the Applicant proposed to negotiate or employ the mechanisms of the Committee on Racial Discrimination prior to reference to this Court, has been nor could have been produced.

*Fifth:* With these arguments in mind, the Court manifestly lacks jurisdiction to entertain the case.

*Sixth:* Should the Court, against all odds, find itself *prima facie* competent over the dispute, we submit that the Applicant has failed to demonstrate the criteria essential for provisional measures to be indicated. No credible evidence has been produced to attest to the existence of an imminent risk of irreparable harm, and urgency. The circumstances of the case definitely do not require measures, in particular, in the light of the ongoing process of post-conflict settlement. And the measures sought failed to take account of the key factor going to discretion: the fact that the events of August 2000 were born out of Mandellia's use of force.

*Finally:* Provisional measures as they were formulated by the Applicant in the Requests cannot be granted since they would impose on Pallcian obligations that it is not able to fulfil. The Pallcian Federation is not exercising effective control *vis-à-vis* South Brazilia and Syddinasia or any adjacent parts of Mandellia. Acts of organs of South Brazilia and Syddinasia or private groups and individuals are not attributable to the Pallcian Federation. These measures if granted would prejudge the outcome of the case.”

The Pallcian Federation thus requested it to remove the case from the General List.

The facts are that both Mandellia and the Pallcian Federation are parties to CERD. Mandellia deposited its instrument of accession on 2 June 1999 without reservation and that the Pallcian Federation deposited its instrument of ratification on 4 February 1969 with a reservation to Article 22 of the Convention but that this reservation was withdrawn by the Pallcian Federation on 8 March 1989.

***Professor V. S. Mani Memorial International Law  
Moot Court Competition -2017***

The Parties disagree on the territorial scope of the application of the obligations of a State party under CERD: Mandellia claims that CERD does not include any limitation on its territorial application and that accordingly “Pallcian Federation’s obligations under the Convention extend to acts and omissions attributable to Pallcian Federation which have their locus within Mandellia’s territory and in particular in Syddinasia and South Brazilia”, while the Pallcian Federation claims that the provisions of CERD cannot be applied extraterritorially and that in particular Articles 2 and 5 of CERD cannot govern a State’s conduct outside its own borders.

Mandellia claims that the dispute concerns the interpretation and application of CERD, while the Pallcian Federation contends that the dispute really relates to the use of force, principles of non-intervention and self-determination and to violations of humanitarian law, it is for the Court to determine *prima facie* whether a dispute within the meaning of Article 22 of CERD exists. They disagree with regard to the applicability of Articles 2 and 5 of CERD in the context of the events in South Brazilia and Syddinasia. Consequently, there appears to exist a dispute between the Parties as to the interpretation and application of CERD. The acts alleged by Mandellia are capable of contravening rights provided for by CERD, even if certain of these alleged acts might also be covered by other rules of international law, including humanitarian law. This is sufficient to establish the existence of a dispute between the Parties capable of falling within the provisions of CERD, which is a necessary condition for the Court to have *prima facie* jurisdiction under Article 22 of CERD.

The procedural conditions set out in Article 22 of the Convention have been met. It recalls that Article 22 provides that a dispute relating to the interpretation or application of CERD may be referred to the Court if it “is not settled by negotiation or by the procedure expressly provided for in this Convention”. Mandellia claims that this phrase does not represent conditions to be exhausted before the Court can be seised of the dispute and that, according to Mandellia, bilateral discussions and negotiations relating to the issues which form the subject-matter of the Convention have been held between the Parties.

The Pallcian Federation argues that pursuant to Article 22 of CERD, prior negotiations or recourse to the procedures under CERD constitute an indispensable precondition for the seisin of the Court, and that no negotiations have been held between the Parties on issues relating to CERD nor has Mandellia, in accordance with the procedures envisaged in the Convention, brought any such issues to the attention of the Committee on the Elimination of Racial Discrimination. The phrase “any dispute . . . which is not settled by negotiation or by the procedure expressly provided for in this Convention” in Article 22 does not, on its plain meaning, suggest that formal negotiations in the frame-work of the Convention or recourse to the procedure referred to in Article 22 thereof constitute preconditions to be fulfilled before the seisin of the Court. Article 22 does suggest that some attempt should have been made by the claimant party to initiate, with the respondent party, discussions on issues that would fall under CERD. Such issues have been raised in bilateral contacts between the Parties and that these issues have manifestly not been resolved by negotiation prior to the filing of the Application. In several representations to the United Nations Security Council in the days before the filing of the Application, those same issues were raised by Mandellia and commented upon by the Pallcian Federation and that, therefore, the Pallcian Federation was made aware of Mandellia’s position

***Professor V. S. Mani Memorial International Law  
Moot Court Competition -2017***

in that regard. The fact that CERD has not been specifically mentioned in a bilateral or multilateral context is not an obstacle to the seisin of the Court on the basis of Article 22 of the Convention.

The Issues before the International Court of Justice are:

1. Whether the International Court of Justice has the jurisdiction under Article 22 of CERD to deal with the case to the extent that the subject-matter of the dispute relates to the “interpretation or application” of the Convention?
2. Whether a link must be established between the alleged rights the protection of which is the subject of the provisional measures being sought, and the subject of the proceedings before the Court on the merits of the case?
3. Whether the power to indicate provisional measures under Article 41 of the Statute has as its object the preservation of the respective rights of the parties pending the decision of the Court, in order to ensure that irreparable prejudice shall not be caused to rights which are the subject of dispute in judicial proceedings?
4. When considering such a request, should the Court be concerned to preserve the rights which may subsequently be adjudged by the Court to belong either to the Applicant or to the Respondent?

*Professor V. S. Mani Memorial International Law  
Moot Court Competition -2017*

## **RULES OF THE COMPETITION**

### **Rule 1: Eligibility for Participation**

1. The Competition is open to all students, enrolled bona fide on a regular basis in an undergraduate Law course (5 years integrated Law course / 3 Year LL.B Course) or its equivalent conducted by any recognized Institution/College/University of any country.
2. No Institution/College/University shall enter the Competition with more than one team.
3. A cap of 40 teams is reserved for the Competition.
4. Each Team shall comprise of a minimum of two members and a maximum of three members. In a Team comprising of two members, both the members shall be designated as Speakers. In a Team comprising of three members, the third member of the team shall be designated as Researcher.
5. Any additional member or team coach of any team shall not formally be recognized and will not be entitled to a certificate from the University

### **Rule 2: Language**

The language of the Competition shall be English.

### **Rule 3: Clarifications to the Case**

Teams may request for clarifications via e-mail to [director.ssg@jnujaipur.ac.in](mailto:director.ssg@jnujaipur.ac.in), latest by **August 25, 2017** (11.59 P.M. IST).

### **Rule 4: Anonymity of Teams**

1. Teams shall not reveal their identity in any form, except by means of the Team Code allotted to them during the Competition.
2. The Written Submissions shall not reveal the identity of the team in any form and should not bear the logo, name etc. of the University represented.
3. Any material presented to the Panel should be devoid of any identification marks / seal of the Team. If any such mark / seal exist, it shall be rendered unfair means.
4. Any violation of Rule 4.2 and 4.3 shall attract severe penalty or disqualification as determined by the Director. The decision of the Director in this regard shall be final and not subject to challenge.

### **Rule 5: Dress Code**

1. All Participants (Both Male and Female) shall wear Black Blazer, Black Trouser, White Shirt, Black Shoes with Black Socks and Black Tie.
2. Non Compliance of Clause (1) will lead to penalty.

***Professor V. S. Mani Memorial International Law  
Moot Court Competition -2017***

**Rule 6: Registration of teams**

1. Each team shall complete the registration within the stipulated time. The registration is a two-step process comprising of filling up of the registration form and payment of the registration fee as provided in Rule 7.
2. Registration will be open till **August 25, 2017** (11.59 P. M. IST). The registration form can be downloaded from the official website of the University ([www.jnujaipur.ac.in](http://www.jnujaipur.ac.in)).
3. The Teams are required to send a bona-fide letter issued by the appropriate authority of their College or University along with the duly filled registration form.

**Rule 7: Registration Fee**

1. The Registration Fee is INR 3,500/- Indian teams/ Least Developed Countries or Developing Countries / Economies, SAARC Nations. Teams from Least Developed Countries of Developing Countries/Economies may pay in INR or its equivalent amount in US Dollars or Euro.
2. All other Teams shall pay US \$ 100 or its equivalent excluding service charge (if any) in Euro as registration fee.
3. Payment of Registration Fee
  - (a) Indian Teams must make payment by Demand Draft. The procedure for the same has been provided in the Annexure to the Competition Rules.
  - (b) Payment by all other teams must be made by Bank Transfer. The procedure for the same has been provided in the registration form.
  - (c) All the formalities concerning the registration process should be completed by **August 25, 2017**. The decision of the Director shall be final in this regard.
  - (d) Once the Team is registered after completing the formalities, a Team Code shall be assigned to it by **August 30, 2017**.
  - (e) A Team that has registered pursuant to Rules 1.4 may change its composition only after informing the Director of such change. Any changes with respect to the contact details shall be notified to the Director with immediate effect. This obligation to inform shall continue throughout the course of the Competition.

**Rule 8: Written Submission**

1. Each Team is required to submit Memorial and Counter Memorial on behalf of both the Applicant and the Respondent respectively.
2. Each Team shall send one (1) soft copy of the written Submission for each side in MS Word Document 2010 (.docx) format only, via E-mail, on or before September 10, 2017 to [director.sslg@jnujaipur.ac.in](mailto:director.sslg@jnujaipur.ac.in). Format for the same is mentioned in Rule 8.7.
3. Each Team shall send one (1) hard copy of each Memorial and Counter Memorial to the Director on or before **September 15, 2017** to the address below. Submission beyond this date would be subject to the discretion of the organizers and will be subject to penalty.

**Director,  
Seedling School of Law and Governance,  
Jaipur National University, Main Campus, Jaipur Agra By pass, Near New RTO  
Office, Jagatpura, Jaipur.**

***Professor V. S. Mani Memorial International Law  
Moot Court Competition -2017***

4. Each Team shall carry with them five hard copies of the Memorials for each side [five for the Applicant and Five for the Respondent] on their arrival.
5. The hard copies must be the exact print out of the soft copy; else the team will entail disqualification from the competition.
6. The Written Submission and Counter Memorial shall consist of the following mandatory heads:
  - (a) Cover Page;
  - (b) Title Page;
  - (c) Table of Contents;
  - (d) List of Abbreviations;
  - (e) Table of Authorities;
  - (f) Questions Presented;
  - (g) Fact Highlights, which may creatively and persuasively state the facts of the problem in support of the positions argued in the Written Submission. The Statement of Facts should remain faithful to the official facts and present them in a reasonable way, but not a true copy of it.
  - (h) Summary of Arguments;
  - (i) Argument including footnotes; and
  - (j) Final Submissions to the Tribunal.
7. The Written Submission (including the preliminary pages) and soft copy submission shall be typed on A4-sized paper, with the following formatting specifications:
  - (a) Font type: Times New Roman
  - (b) Font size: 12
  - (c) Line spacing: 1.5
  - (d) Body of text: Justified

For Footnotes, the formatting specifications are:

- (a) Font type: Times New Roman
  - (b) Font size: 10
  - (c) Single spacing
  - (d) Paragraph spacing: 0
  - (e) No additional space between 2 footnotes
  - (f) Body of text: Justified
8. Table of Contents, List of Abbreviations, Table of Authorities, Section Headings and footnotes shall be typed Single-spaced.

***Professor V. S. Mani Memorial International Law  
Moot Court Competition -2017***

9. Teams shall cite authorities in the Memorials using footnotes following a Uniform mode of citation (ILI pattern).
10. Footnotes should be limited only to citations and must not contain extra information or arguments.
11. The Written Submission shall not contain any annexure, Photographs, graphs, diagrams or any other representation of like nature.
12. Memorials should be preferably staple bound. Comb / spiral or any other form of binding will be considered improper. Kindly avoid plastic sheet separators.
13. Memorials shall not in any way identify the Team, its members, the law school, faculty, university or other participating institution except with the Team Code as assigned by the organisers. **The electronic version of memorials shall not have any electronic identification of the Team.**
14. Following color scheme shall be followed for the cover page of the Written Submission:
  - (a) Applicant: BLUE
  - (b) Respondent: RED

**Rule 9: Oral Pleading**

1. Any form of scouting during the completion is strictly prohibited and shall entail instant disqualification of the Team.
2. The proceedings and method of presentation of oral arguments shall be, to the extent possible, in alignment with the procedure adopted by the International court of Justice
3. The order in which Teams shall submit their Oral Pleadings throughout the Competition shall be:  
Speaker 1 for Applicant Speaker 2 for Applicant Speaker 1 for Respondent Speaker 2 for Respondent
4. In case of any Team fails to appear in an oral round, the round shall be conducted ex-parte and the scoring shall be done as if the defaulter team had been present and arguing
5. Before the start of the oral rounds, each Team shall inform the Court Officer regarding the order of speaking as well as allocation of time between themselves and the time reserved for Rebuttals.
6. If a Speaker speaks for more than the time reserved for him/her, the extra time used by such Speaker shall be deducted from the time allotted to the second Speaker of that team. If the second Speaker exceeds the time allotted to him/her, such time exceeded shall be deducted from the time reserved for Rebuttals.

***Professor V. S. Mani Memorial International Law  
Moot Court Competition -2017***

7. Compendium can be submitted to the Court Officer prior to the oral rounds which will be submitted to the judges at their discretion. Any further material may be passed at the discretion of the Panel. Team members can pass research materials to the speaker in a discreet manner.
8. Any team which violates any of the Rules with respect to the oral rounds may be penalized. The decision of the panel shall be final in this regard.
9. During the oral rounds, Speakers at the podium and participants seated at counsel table shall not operate, for any purpose, Mobile Phones, Laptop Computers, iPad, or any other computer or electronic devices which are internet enabled or has instant messaging capabilities.
10. A Team that violates Rule 9.9 forfeits up to six (6) Oral Round marks. The Director shall determine a penalty that corresponds to the severity of the violation.
11. **Preliminary Rounds/Quarter Finals:**
  - (a) Each oral round will be for a period of 60 minutes, (inclusive of Rebuttals), wherein each Team will be allotted 30 minutes including the time for Rebuttals. Any extension of time beyond this specified period is subject to the discretion of the Panel.
  - (b) No Team shall reserve more than 5 minutes for Rebuttals.
  - (c) No Researcher of any Team will be permitted to speak but would be allowed to communicate with his/her team member in a discreet manner.
12. **Semi Finals**
  - (a) Each oral round will be for a period of 80 minutes, (including Rebuttals), wherein each Team will be allowed 40 minutes. Any extension of time beyond this specified period is subject to the discretion of the Panel.
  - (b) No Team shall reserve more than 5 minutes for Rebuttals.
13. **Finals:**
  - (a) Each oral round will be for a period of 90 minutes, (including Rebuttals), wherein each Team will be allowed 45 minutes. Any extension of time beyond this specified period is subject to the discretion of the Panel.
  - (b) No Team shall reserve more than 7 minutes for Rebuttals.

**Rule 10: Evaluation Criteria for Written Submission**

**Professor V. S. Mani Memorial International Law  
Moot Court Competition -2017**

1. The Memorial marks of each Team in the preliminary rounds shall be awarded by a discrete Panel other than the Oral Pleading Sessions Panel.
2. Every Written Submission will be marked on Scale of 100 and will be evaluated according to the following criteria:

<b>S. No.</b>	<b>Marking Criteria</b>	<b>Maximum Marks Allocated</b>
1.	Knowledge of fact & Law	20
2.	Application of Law & Facts	20
3.	Use of Authority / Precedents	20
4.	Organisation of Arguments and Clarity of Thoughts	20
5.	Mode of Citation of source	10
6.	Presentation Style	10
	<b>TOTAL</b>	<b>100</b>

**Rule 11: Evaluation Criteria for Oral Pleading**

1. The Oral Pleading Session would be marked on scale of 100 per Panelist and would be evaluated on the following grounds-

<b>S. No.</b>	<b>Marking Criteria</b>	<b>Maximum Marks Allocated</b>
1.	Knowledge of Law & Facts	10
2.	Use of Facts in Arguments	10
3.	Interpretation of Law and its Application to Facts	20
4.	Use of Authorities	10
5.	Response to Questions	10
6.	Organization of Arguments and clarity of thought	20
7.	Argumentative Skills and Creativity	10
8.	Court Mannerisms	10
	<b>TOTAL</b>	<b>100</b>

2. The decision of the Panel regarding the allocation of marks shall be final. Each panelist shall give his/her score separately. All scores of panelists of a panel shall then be added up and divided by the number of panelist in order to get the final score.

**Rule 12: Structure of the Competition**

***Professor V. S. Mani Memorial International Law  
Moot Court Competition -2017***

1. The Competition Rounds shall be held over a period of 2 days from **September 23<sup>rd</sup> and September 24<sup>th</sup>, 2017**. The Memorial Exchange will take place in the afternoon of **September 22<sup>nd</sup>, 2017**.
2. The Competition shall consist of four (4) Rounds:
  - (a) The Preliminary Rounds;
  - (b) The Quarter Finals;
  - (c) The Semi Finals; and
  - (d) The Final
3. **Preliminary Rounds:**
  - (a) In the Preliminary rounds, each Team shall argue once as Applicant and once as Respondent. The Team which argues for the Applicant in the first Preliminary Round shall argue for the Respondent in the second Preliminary Round, and vice-versa.
  - (b) At the end of both preliminary rounds, the top eight teams will qualify for the quarter finals on the basis of their wins in both Preliminary rounds.
  - (c) A team shall be credited with a win if its total marks in the respective session are higher than its opponent team. The total scores for the preliminary rounds shall be out of 200.
  - (d) In case of a tie, the marks of the memorials will be considered in addition to the scores of preliminary rounds. The team with the higher score will advance to the Quarter Finals.
  - (e) The Teams are required to return the hard copy of their opponent's Written Submission to the Moot Officers soon after the Oral Rounds.
4. **Quarter Finals:**
  - (a) The quarter finals will be knock-out rounds. A Team will be credited with a win in the quarter finals if their total marks, are higher than its opponent's Teams.
  - (b) In case of a tie, the total oral marks of the Teams in the previous round(s) will be considered. The Team with the higher score will win.
  - (c) If the situation of tie still persists, then it would be resolved through the toss of coin.
  - (d) The Teams are required to return the hard copy of their opponent's Written Submission to the Moot Officers soon after the Oral Rounds.
5. **Semi Finals:**
  - (a) The semi finals will again be knock-out rounds. A Team will be credited with a win in the Semi-finals if their total marks, are higher than its opponent's Teams.

***Professor V. S. Mani Memorial International Law  
Moot Court Competition -2017***

- (b) In case of a tie, the total oral marks of the Teams in the previous round(s) will be considered. The Team with the higher score will win.
- (c) If the situation of tie still persists, then it would be resolved through the toss of coin.
- (d) The Teams are required to return the hard copy of their opponent's Written Submission to the Moot Officers soon after the Oral Rounds.

**6. Final:**

- (a) Winner of the Final will be decided on the basis of Oral Arguments only.

**Rule 13: Reporting of Results**

- 1. Cumulative Memorial Score of each team will be notified to them after the finals.
- 2. A Copy of Oral Score-sheet of the Preliminary, Quarterfinal, Semi-final and Final Rounds will be notified soon after the end of respective rounds.

**Rule 14: Awards**

- 1. The Winning Team shall be awarded a Trophy and a cash prize of INR 25,000.
- 2. The Runner-ups Team shall be awarded a cash prize of INR 15,000.
- 3. The Best Written Submission award carries a Plaque and cash prize of INR 6,000.
- 4. The Best Speaker shall be awarded a Plaque and a cash prize of INR 4,000.

**Note:** The Prize Money can be increased depending upon the sponsorship.

**Rule 15: Interpretation of Rules**

The **MOOT COURT COMMITTEE** shall serve as final arbiter of implementation and interpretation of these Rules.

**Rule 16: Complaint procedure**

- 1. If a Team believes that violation of the Competition Rules has taken place at any stage of the Competition, the Team(s) within half an hour after the completion of the round in which violation has allegedly occurred should register a complaint in writing with the Director. Team(s) under no circumstances shall approach the Panel with any complaints.
- 2. Teams may approach to Moot Court Committee for redressal of their complaint which shall be in writing. Complaint shall clearly describe the violation and the parties involved in the violation. The Team shall not directly approach the judges regarding a violation of these Rules.

***Professor V. S. Mani Memorial International Law  
Moot Court Competition -2017***

3. Moot Court Committee will have a final say on the Complaints made by a Team.

**Rule 17: Penalties**

1. Penalty points may be deducted only by the Director. In no instance shall judges themselves deduct from the scores of the Speakers any Penalty points. Judges shall score the Oral Rounds as if no violation occurred.
2. Any Memorials violating any of the specified rules mentioned under Article 10 will be penalised according to the following scheme:

<b>S.No.</b>	<b>Scheme of Deduction</b>	<b>Marks Deducted</b>
1.	Non-Compliance with Rule 5.2 (Dress Code)	2 Marks
2.	Non-Compliance with Rule 8.2 (Written submission of soft copy)	2 Marks
3.	Non-Compliance with Rule 8.6 (Presentation of Written Submission)	3 Marks
4.	Non-Compliance with Rule 8.7 (Formatting of Written Submission)	3 Marks
5.	Non-Compliance with Rule 8.8 (Table of Contents, List of Abbreviations, Table of Authorities etc.)	1 Marks
6.	Non-Compliance with Rule 8.9 (Uniform mode of Citation)	2 Marks
7.	Non-Compliance with Rule 8.12 (Staple Bound)	4 Marks
8.	Non-Compliance with Rule 8.12 (Reveal of identification of teams )	3 Marks

**Rule 18: Miscellaneous**

1. Accommodation shall be provided only to the participants during the days of the Competition. Teams who intend to arrive prior to or leave after the specified dates may be provided accommodation subject to availability and upon payment of requisite charges.
2. The Director reserves the right to modify any of the Competition Rules at any point of time. The Director shall communicate any changes made in the Competition Rules to the Teams.

***Professor V. S. Mani Memorial International Law  
Moot Court Competition -2017***

3. The Director reserves the right to take decisions on any matter not mentioned in the Competition Rules. Any such decision taken by the Director shall be final and binding.
4. The Director reserves the right to interpret any of the Competition Rules. Such interpretation shall be final and binding.

Communication at the counsel table between Team Members may only be in writing to prevent disruption. Teams and team-affiliated spectators shall avoid all unnecessary noise, outbursts, or other inappropriate behavior which distracts from the argument in progress.

**Professor Amar P. Garg**  
Pro. Vice – Chancellor  
Jaipur National University,  
Main Campus, Jaipur-Agra by pass,  
Near New RTO Office, Jagatpura,  
Jaipur (Rajasthan) INDIA  
Pin Code: 302017

Contact details for Moot Court Competition:

Feel free to contract.

E-mail: [directorssl@jnujaipur.ac.in](mailto:directorssl@jnujaipur.ac.in)

**Moot Court Committee**

**Faculty In-Charge-** Ms. Komal Audichya

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*Professor V. S. Mani Memorial International Law  
Moot Court Competition -2017*

## REGISTRATION FORM

### Registration Procedure Part-A

**A. Institution Registration Form:**

The number of participants in a team shall be three. Information required herein is mandatory. A bona fide certificate issued by an appropriate authority of the institution/college /university must be sent along with this registration form.

**Institution/ College/University Information:**

\_\_\_\_\_

\_\_\_\_\_

Address:

\_\_\_\_\_

\_\_\_\_\_

Postal Code: \_\_\_\_\_ City: \_\_\_\_\_ Country: \_\_\_\_\_

Contact No: \_\_\_\_\_

Email Address: \_\_\_\_\_

**B. Team Registration Form**

**Speaker 1**

Name: \_\_\_\_\_

Date of Birth (dd/mm/yyyy): \_\_\_\_\_ Sex: \_\_\_\_\_ Nationality: \_\_\_\_\_

Contact No: \_\_\_\_\_ Email Address: \_\_\_\_\_

Current Degree Pursuing: \_\_\_\_\_

**Speaker 2:**

Name: \_\_\_\_\_

Date of Birth (dd/mm/yyyy): \_\_\_\_\_ Sex: \_\_\_\_\_ Nationality: \_\_\_\_\_

Contact No: \_\_\_\_\_ Email Address: \_\_\_\_\_

Current Degree Pursuing: \_\_\_\_\_

**Researcher:**

Name: \_\_\_\_\_

Date of Birth (dd/mm/yyyy): \_\_\_\_\_ Sex: \_\_\_\_\_ Nationality: \_\_\_\_\_

Contact No: \_\_\_\_\_ Email Address: \_\_\_\_\_

Current Degree Pursuing: \_\_\_\_\_

**Professor V. S. Mani Memorial International Law  
Moot Court Competition -2017**

**Registration Procedure Part-B**

**C. Mode of Payment:**

The mode of payment will be **Demand Draft / Bank Transfer**. The deadline for payment of the Registration Fee is **25<sup>th</sup> August, 2017**.

**C1. Demand Draft (Only for Indian Teams)**

Demand Draft of **INR 3,500/-** in favour of **"JAIPUR NATIONAL UNIVERSITY EVENT"** payable at **"JAIPUR"** enclosed:

Bank DD Number: \_\_\_\_\_

Bank Name: \_\_\_\_\_

Date of issue: \_\_\_\_\_

**C2. Bank Transfer (Only for Foreign Teams)**

For Foreign Teams (Other than SAARC Countries)  
Bank Transfer Details for **US \$ 100/=**

Country: \_\_\_\_\_

Currency Used: \_\_\_\_\_

Transfer Date: \_\_\_\_\_

Bank Receipt No. or Transaction ID: \_\_\_\_\_

**NOTES:**

1. The fee for **INR. 3,500/-** applies to teams for the SAARC Countries.
2. NAME: JAIPUR NATIONAL UNIVERSITY EVENT  
BANK: PUNJAB NATIONAL BANK  
BRANCH: JAWAHAR NAGAR, JAIPUR  
IFSC: PUNB0224600  
Account No. **2246002100026625**
3. Please send the scanned copy of the Demand Draft (Indian Teams) and Bank Receipt (Foreign teams) with this form while you send the soft copy of this registration form. However, this does not confirm the registration until the hardcopy is received.

**Date:**

**(Seal and Signature of the Head of the Institution)**

*Professor V. S. Mani Memorial International Law  
Moot Court Competition -2017*

**SCHEDULE OF EVENTS**

<b>17<sup>th</sup> MAY, 2017</b>	<b>RELEASE DATE OF COMPRPOMIS</b>
<b>17<sup>th</sup> MAY, 2017</b>	<b>REGISTRATION OPEN</b>
<b>25<sup>th</sup> AUGUST, 2017</b>	<b>LAST DATE OF CLARIFICATIONS</b>
<b>30<sup>th</sup> AUGUST, 2017</b>	<b>RELEASING OF CLARIFICATIONS</b>
<b>03<sup>rd</sup> SEPTEMBER, 2017</b>	<b>RELEASING OF ADDITIONAL CLARIFICATIONS</b>
<b>25<sup>th</sup> AUGUST, 2017</b>	<b>LAST DATE FOR REGISTRATION BY EMAIL</b>
<b>30<sup>th</sup> AUGUST, 2017</b>	<b>LAST DATE FOR REGISTRATION BY HARD COPY</b>
<b>10<sup>th</sup> SEPTEMBER, 2017</b>	<b>SOFT COPY SUBMISSIONS OF MEMORIALS</b>
<b>15<sup>th</sup> SEPTEMBER, 2017</b>	<b>ONE HARD COPY SUBMISSION</b>
<b>22<sup>nd</sup> SEPTEMBER, 2017</b>	<b>ORIENTATION, REGISTRATION, DRAW OF LOTS &amp; MEMORIAL EXCHANGE</b>
<b>23<sup>rd</sup> SEPTEMBER, 2017</b>	<b>INAUGURATION, PRELIMINARY ROUNDS &amp; QUARTER FINAL ROUNDS</b>
<b>24<sup>th</sup> SEPTEMBER, 2017</b>	<b>SEMI FINAL ROUNDS &amp; FINAL ROUNDS [VALEDICATION PROGRAM]</b>

*Professor V. S. Mani Memorial International Law  
Moot Court Competition -2017*

## TRAVEL AND ACCOMMODATION FORM

Name of Institution: \_\_\_\_\_

### ARRIVAL DETAILS

S. NO.	Name of Participants	Date & Time of Arrival	Mode of Arrival	Train No. / Bus No. / Flight No.	Other Details (if any)
1.					
2.					
3.					

### DEPARTURE DETAILS

S. NO.	Name of Participants	Date & Time of Arrival	Mode of Arrival	Train No. / Bus No. / Flight No.	Other Details (if any)
1.					
2.					
3.					

### ACCOMMODATION DETAILS:

Accommodation Facility Required: Yes  No

If yes, then:

Number of Male Members: \_\_\_\_\_

Number of Female Members: \_\_\_\_\_

Additional Member (s), if any\*

Number of Male Members: \_\_\_\_\_

Number of Female Members: \_\_\_\_\_

Date:

Signature & Seal of Institution)

\*Each additional member will have to pay INR 1000/- per day. This amount is inclusive of accommodation and food.